



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

WC-15J

SEP 18 2014

**CERTIFIED MAIL 7011 1150 0000 2639 5032**  
**RETURN RECEIPT REQUESTED**

Rick Clendenning, President and CEO  
INX International Ink Company  
150 North Martingale Road, Suite 700  
Schamburg, IL 60173

Subject: Information Request Pursuant to 33 U.S.C. § 1318 of the Clean Water Act,  
Docket No.V-W-14-308-29

Dear Mr. Clendenning:

Protecting water quality is a high priority of the U.S. Environmental Protection Agency. As an industrial user, INX International Ink Company (INX) is subject to the General Pretreatment Regulations (40 C.F.R. Part 403). Noncompliance with these regulations may contribute to poor water quality and impairment of uses of waterways.

As authorized by the Clean Water Act (CWA or the "Act"), the General Pretreatment Regulations control water pollution by regulating industrial users (IUs) which discharge wastewater to Publicly-Owned Treatment Works (POTWs). This request seeks information related to INX's wastewater discharge practices, and its production and cleaning of inks.

EPA is authorized under section 308 of the CWA, 33 U.S.C. § 1318, to require reports and other information necessary to carry out the purpose of the Act. Accordingly, pursuant to section 308 of the Act, you are directed to provide EPA with the information requested in the enclosure.

Please submit the information requested in the accompanying documents with a statement certifying that all representations contained therein are true and accurate to the best of your knowledge and belief using the certification language provided. Please exercise care to assure that responses are complete and accurate, because section 309(c) (2) of the Act, 33 U.S.C. § 1319(c)(2), provides for the imposition of criminal penalties where false information is knowingly provided to EPA.

Please respond in writing with the information requested in the enclosure, within thirty (30) days of receipt of this letter with copies to:

Water Enforcement and Compliance Assurance Branch  
U.S. Environmental Protection Agency, Region 5  
77 West Jackson Blvd. (WC-15J)  
Chicago, IL 60604-3590  
Attention: Newton Ellens

If you have any questions which come up during the completion of this information request, please feel free to contact Newton Ellens of my staff, at (312) 353-5562, or via email at [ellens.newton@epa.gov](mailto:ellens.newton@epa.gov) with your questions. Thank you for your timely response to this information request.

Sincerely,



Tinka G. Hyde  
Director, Water Division

Enclosure

cc: Maureen Brehmer, Environmental Protection Engineer  
Illinois Environmental Protection Agency

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5**

<b>IN THE MATTER OF:</b>	)	Docket No. V-W-14-308-29
	)	
<b>INX INTERNATIONAL INK CO.</b>	)	
<b>WEST CHICAGO, ILLINOIS</b>	)	Proceeding under Section 308(a) of
	)	the Clean Water Act, as amended,
	)	33 U.S.C. § 1318(a)
	)	

**INFORMATION REQUEST**

**I. STATUTORY AUTHORITY**

The U.S. Environmental Protection Agency is issuing this Information Request to INX International Ink Company (You) pursuant to the authority vested in the Administrator of EPA by Section 308(a) of the Clean Water Act (CWA), 33 U.S.C. § 1318(a). The Administrator has delegated this authority to the Regional Administrator of EPA, Region 5, who has re-delegated this authority to the Director of the Water Division, EPA Region 5.

**II. INSTRUCTIONS**

1. You must respond to this Information Request within 30 calendar days of its receipt by You. Submission instructions are in Section V of this Information Request.
2. You must respond separately to each of the requests. Where a "yes" or "no" answer is requested, You may provide additional information, if desired. Precede each answer with the number of the request to which it corresponds. For each document produced in response to this Information Request, indicate on the document, or in some other reasonable manner, the number of the request to which it corresponds.
3. If You do not have documents responsive to a particular request, state in your written response that You do not have responsive documents.
4. You must keep the reports and all records reviewed or generated in the course of responding to this Information Request until EPA informs You in writing that You are no longer required to keep the reports and records, or for three years, whichever is sooner.

### **III. DEFINITIONS**

1. "Collection System" shall mean all portions of the West Chicago sewer system that collect and convey sanitary and/or combined sewage for treatment to the West Chicago Regional Wastewater Treatment Plant.
2. "Day" or "days" shall mean a calendar day or calendar days. In computing any period of time under this Information Request, where the last day would fall on a Saturday, Sunday, or federal or state holiday, the period shall run until the close of the next business day.
3. "Record" or "records" shall mean any recording of information in tangible form. It includes, but is not limited to, documents, memoranda, reports, letters, maps, graphs, charts, log books, notes, emails, computer files, computer printouts, and computer databases.
4. "Wastewater Treatment Plant(s)" or "WWTP(s)" shall mean the wastewater treatment plant(s) operated by the City of West Chicago, National Pollutant Discharge Elimination System (NPDES) Permit Number IL0023469, and located at 725 Dayton Avenue, West Chicago, IL 60185 and all components of such sewage treatment plant(s).
5. "You" for purposes of this Information Request refers to INX International Ink Company and to any agents, employees, contractors, or other entities that performed work or acted in any way on behalf of, or at the direction of INX International Ink Company.

### **IV. REQUESTS**

1. You shall submit the following:
  - A. A description of the liquid waste You discharged to the West Chicago Collection System for each day from November to December 2013, including a written description of the process or processes discharging liquid waste, volume, and color (if applicable).
  - B. Submit any records that You have of monitoring, observations, or inspections of the liquid waste that You discharged each day from November to December 2013.
  - C. All wastewater discharge flow records from July 2009 to the present; and
  - D. A list of every ink You produced since July 2009. Include a chemical description of each ink.
  - E. A description of the process by which You clean Your ink production tanks. Include a chemical description of any cleaning agents You use. Provide material safety data sheets (MSDS) for any cleaning agents You use.

## V. SUBMITTALS

1. Please submit your response to this Information Request within 30 days of your receipt of the Information Request to:

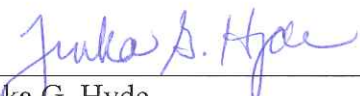
Water Enforcement and Compliance Assurance Branch (WC-15J)  
U.S. Environmental Protection Agency, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3590  
Attention: Newton Ellens, Pretreatment Program Manager


2. You must submit all requested information under an authorized signature with the following certification:

I certify under penalty of law that this response and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person(s) who manage the system, or those person(s) directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of a fine and imprisonment for knowing violations.

3. If You find at any time after submitting information to EPA that any portion of the submittal is false or incorrect, You must notify EPA immediately. Knowing submittal of false information to EPA in response to this Information Request may subject You to criminal prosecution under Section 309(c) of the CWA, 33 U.S.C. § 1319(c), and 18 U.S.C. §§ 1001 and 1341.
4. You may not withhold information because You claim it is confidential. However, pursuant to 40 C.F.R. Part 2, Subpart B, You may assert a claim of business confidentiality regarding any portion of the information submitted in response to this Information Request, as provided in 40 C.F.R. § 2.302(a)(2). The regulations provide that a person may assert a business confidentiality claim covering part or all of the information furnished to EPA when that person submits the information. The manner of asserting such claims is specified in 40 C.F.R. § 2.203(b). Effluent data (as defined in 40 C.F.R. § 2.302(A)(2)) and information in NPDES permit applications is not entitled to confidential treatment. 40 C.F.R. § 122.7. Information subject to a business confidentiality claim is available to the public only to the extent, and by means of the procedures, set forth in 40 C.F.R. Part 2, Subpart B. If You do not assert a claim of business confidentiality when You submit the information, EPA may make the information available to the public without further notice.
5. This Information Request is not subject to the Paperwork Reduction Act, 44 U.S.C. § 3501 *et seq.*, because it seeks collection of information from specific individuals or entities as part of an administrative action or investigation.

6. EPA may use the information submitted in response to this Information Request in an administrative, civil or criminal action.
7. Neither the issuance of this Information Request by EPA nor your compliance with this Information Request relieves You of liability for any penalty, fine, remedy or sanction authorized to be imposed pursuant to Section 309(b), (c), (d), or (g) of the CWA, 33 U.S.C. § 1319(b), (c), (d), or (g), including but not limited to those related to any violations addressed by this Information Request. EPA specifically reserves the right to seek any of the remedies specified in Section 309(b), (c), (d), or (g) of the CWA, 33 U.S.C. § 1319(b), (c), (d), or (g).
8. There can be significant civil or criminal penalties for failing to adequately respond to requests for information issued under the Section 308(a) of the CWA, 33 U.S.C. § 1318(a).
9. Please contact Newton Ellens of my staff by telephone at (312) 353-5562, or via email at [ellens.newton@epa.gov](mailto:ellens.newton@epa.gov), if You have any questions about this Information Request.

  
\_\_\_\_\_  
Tinka G. Hyde  
Director, Water Division  
U.S. Environmental Protection Agency, Region 5

  
\_\_\_\_\_  
Date